

STAYED,TYPE I-FOIA

U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:18-cv-02172-JDB

HORVATH v. UNITED STATES SECRET SERVICE
Assigned to: Judge John D. Bates
Cause: 05:552 Freedom of Information Act

Date Filed: 09/20/2018
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**MICHAEL J. HORVATH**

represented by **Jane C. Luxton**
CLARK HILL PLC
1001 Pennsylvania Avenue, NW
Suite 1300 South
Washington, DC 20004
(202) 572-8674
Email: jluxton@clarkhill.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Nicholas M. Wieczorek
CLARK HILL PLLC
3800 Howard Hughes Parkway
Suite 500
Las Vegas, NV 89169
(702) 862-8300
Email: nwieczorek@clarkhill.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant**UNITED STATES SECRET SERVICE**

represented by **Derek S. Hammond**
U.S. ATTORNEY'S OFFICE FOR THE DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2511
Fax: (202) 252-2599
Email: derek.hammond@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Benton Gregory Peterson
U.S. ATTORNEY'S OFFICE FOR THE DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2534
Fax: (202) 252-2599
Email: benton.peterson@usdoj.gov
TERMINATED: 03/01/2019

Date Filed	#	Docket Text
09/20/2018	<u>1</u>	COMPLAINT <i>MICHAEL HORVATH</i> against UNITED STATES SECRET SERVICE (Filing fee \$ 400 receipt number 0090-5698470) filed by Michael J Horvath. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons)(Luxton, Jane) Modified on

		9/24/2018 (zrdj). (Entered: 09/20/2018)
09/20/2018	<u>2</u>	REQUEST FOR SUMMONS TO ISSUE filed by Michael J Horvath. (Attachments: # <u>1</u> Summons)(Luxton, Jane) (Entered: 09/20/2018)
09/24/2018		Case Assigned to Judge John D. Bates. (zjd) (Entered: 09/24/2018)
09/24/2018	<u>3</u>	REQUEST FOR SUMMONS TO ISSUE re <u>1</u> Complaint, filed by MICHAEL J. HORVATH. Related document: <u>1</u> Complaint, filed by MICHAEL J. HORVATH. (Attachments: # <u>1</u> Summons, # <u>2</u> Summons)(Luxton, Jane) (Entered: 09/24/2018)
09/24/2018	<u>4</u>	SUMMONS (3) Issued Electronically as to UNITED STATES SECRET SERVICE, U.S. Attorney and U.S. Attorney General (ztd) (Entered: 09/24/2018)
10/12/2018	<u>5</u>	ENTERED IN ERROR. . . .NOTICE of Appearance by Jane C. Luxton on behalf of MICHAEL J. HORVATH (Luxton, Jane) Modified on 10/16/2018 (ztd). (Entered: 10/12/2018)
10/15/2018	<u>6</u>	NOTICE of Appearance by Nicholas M. Wieczorek on behalf of MICHAEL J. HORVATH (Wieczorek, Nicholas) (Entered: 10/15/2018)
10/16/2018		NOTICE OF ERROR re <u>5</u> Notice of Appearance; emailed to jluxton@clarkhill.com, cc'd 6 associated attorneys -- The PDF file you docketed contained errors: 1. Incorrect document/case, 2. Please refile document, 3. The attachment is for Nicholas Wiecezorek (ztd,) (Entered: 10/16/2018)
10/24/2018	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES SECRET SERVICE on 10/22/18 (Wieczorek, Nicholas) Modified to add party and date served on 10/25/2018 (ztd). (Entered: 10/24/2018)
10/24/2018	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 10/23/2018. Answer due for ALL FEDERAL DEFENDANTS by 11/22/2018. (Wieczorek, Nicholas) (Entered: 10/24/2018)
10/24/2018	<u>9</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 10/23/18. (Wieczorek, Nicholas) (Entered: 10/24/2018)
11/21/2018	<u>10</u>	ANSWER to Complaint by UNITED STATES SECRET SERVICE.(Peterson, Benton) (Entered: 11/21/2018)
11/21/2018	<u>11</u>	ORDER directing parties to confer and to submit a proposed briefing schedule for the filing of dispositive motions by not later than January 7, 2019. See text of Order for details. Signed by Judge John D. Bates on 11/21/2018. (lcjdb3) (Entered: 11/21/2018)
11/26/2018		Set/Reset Deadlines: Dispositive Motions due by 1/7/2019. (tb) (Entered: 11/26/2018)
01/04/2019	<u>12</u>	STATUS REPORT by MICHAEL J. HORVATH. (Wieczorek, Nicholas) (Entered: 01/04/2019)
01/04/2019	<u>13</u>	Unopposed MOTION to Stay , MOTION for Extension of Time to <i>in Light of Lapse of Appropriations</i> by UNITED STATES SECRET SERVICE (Attachments: # <u>1</u> Text of Proposed Order)(Hudak, Brian) (Entered: 01/04/2019)
01/07/2019		MINUTE ORDER: Upon consideration of <u>13</u> defendant's unopposed motion for a stay and extension of time in light of the ongoing lapse in appropriations, and the entire record herein, it is hereby ORDERED that defendant's motion for a stay is GRANTED; it is further ORDERED that this action is STAYED until appropriations are restored to the Department of Justice and the Department of Homeland Security; and it is further ORDERED that the parties shall file a joint status report and proposed briefing schedule for the filing of dispositive motions by not later than seven days after Congress has appropriated funds for the Department of Justice and the Department of Homeland Security. SO ORDERED. Signed by Judge John D. Bates on 01/07/2019 (lcjdb3) (Entered: 01/07/2019)
02/06/2019	<u>14</u>	Joint STATUS REPORT by MICHAEL J. HORVATH. (Wieczorek, Nicholas) (Entered: 02/06/2019)

02/06/2019		MINUTE ORDER: Upon consideration of <u>14</u> the parties' joint status report, and the entire record herein, it is hereby ORDERED that the parties shall file a joint status report by not later than March 8, 2019. SO ORDERED. Signed by Judge John D. Bates on 02/06/2019. (lcjdb3) (Entered: 02/06/2019)
02/08/2019		Set/Reset Deadlines: Joint Status Report due by 3/8/2019. (tb) (Entered: 02/08/2019)
03/01/2019	<u>15</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Derek S. Hammond on behalf of All Defendants Substituting for attorney Benton G. Peterson (Hammond, Derek) (Entered: 03/01/2019)
03/08/2019	<u>16</u>	Joint STATUS REPORT by UNITED STATES SECRET SERVICE. (Hammond, Derek) (Entered: 03/08/2019)
03/11/2019		MINUTE ORDER: Upon consideration of <u>16</u> the parties' joint status report and joint proposed briefing schedule, and the entire record herein, it is hereby ORDERED as follows: defendant shall file its motion for summary judgment by not later than April 19, 2019; plaintiff shall file his opposition to defendant's motion by not later than May 31, 2019; and defendant shall file its reply by not later than June 28, 2019. SO ORDERED. Signed by Judge John D. Bates on 03/11/2019. (lcjdb3) (Entered: 03/11/2019)
03/12/2019		Set/Reset Deadlines: Summary Judgment motion due by 4/19/2019. Response to Motion for Summary Judgment due by 5/31/2019. Reply to Motion for Summary Judgment due by 6/28/2019. (tb) (Entered: 03/12/2019)
04/19/2019	<u>17</u>	MOTION for Summary Judgment by UNITED STATES SECRET SERVICE (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts, # <u>3</u> Declaration of Kim Campbell, # <u>4</u> Text of Proposed Order)(Hammond, Derek) (Entered: 04/19/2019)
05/30/2019	<u>18</u>	RESPONSE re <u>17</u> MOTION for Summary Judgment filed by MICHAEL J. HORVATH. (Wieczorek, Nicholas) (Entered: 05/30/2019)